

24.09.2024
Sl. No. 162
Srimanta

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE
WPA 22445 of 2024

Dusmanta Nayak
-Vs.-
The State of West Bengal & Ors.

Mr. Srinjay Sengupta,
Mr. Saurav Roy,
Mr. Narattam Acharyya,
Mr. Ankush Ghosh

....for the petitioners.

Mr. Tapas Kumar Mandal

...for the State.

Ms. Deblina Chattaraj,
Ms. Priyanka Kundu

...for the respondent.

Affidavit-of-service filed in Court today be kept
with the record.

The petitioner retired from services of Calcutta
Tramways Company (1978) Ltd. (in short, CTC)
now known as West Bengal Transport Corporation
Ltd. (in short, WBTC) on 31.05.2019. The
petitioner was paid his retiral benefits to the tune
of Rs. 21,06,891/- on 21.09.2019. The petitioner is
seeking interest on the delayed payments of his
retiral benefits.

Although the petitioner had received his retiral
benefits on 01.10.2020 and has filed the instant
writ petition on 04.09.2024 but considering the
benefit of limitation given between the period from

15.03.2020 and 28.02.2022 on account of pandemic, the delay in approaching the Court for service related claim in the instant case is ignored and the WBTC is directed to pay interest on the retiral benefits to the tune of Rs.21,06,891/- from 01.06.2019 till 21.09.2019 at the rate of 6% per annum within a period of three months from the date of communication of a server copy of this order failing which the principal sum of Rs.21,06,891/- shall attract interest @ 8% per annum.

Nothing further remains to be adjudicated in this writ petition. The same is accordingly disposed of.

Since I have not called for any affidavits, the allegations contained in the writ petition are deemed to have not been admitted by the respondents.

All parties including the CSTC shall act on the basis of the server copy of this order without insisting upon production of a certified copy thereof.

(Arindam Mukherjee, J.)